

Serial No. 52197

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 7 1988

Returned to applicant for correction

Corrected application filed Map filed JUN 7 1988 under 52196

The applicant ATLAS GOLD MINING, INC.

743 Horizon Court #202

Street and No. or P.O. Box No.

Colorado 81506

State and Zip Code No.

of

Grand Junction

City or Town

hereby make application for permission to change the

Point of diversion and place of use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 48442

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is underground  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 1.0 cfs and 88.84 mgs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for mining, milling and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for mining, milling and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 28, T.22N., R.49E., M.D.B.&M.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
at a point from which the SE corner of Section 22, T.22N., R.49E., M.D.B.&M.  
distance to a section corner. If on unsurveyed land, it should be stated.  
bears N. 59°59'54" E., a distance of 7396.67 feet.
6. The existing permitted point of diversion is located within SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 22, T.22N., R.49E.,  
If point of diversion is not changed, do not answer.  
M.D.B.&M., at a point from which the SE corner of said Section 22 bears S.  
35°33'30" E., a distance of 1615.77 feet.
7. Proposed place of use Sections 22, 23, 26 and 27, NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  Section 28 and Section  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
34, T.22N., R.49E., M.D.B.&M.
8. Existing place of use Sections 22, 23, 26, 27 and 34 T.22N., R.49E., M.D.B.&M.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Drill well, install pump and distribution  
system.  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$50,000
13. Estimated time required to construct works Two years

14. Estimated time required to complete the application of water to beneficial use..... Five years .....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water from this well will be commingled with water from other wells owned by .....  
 permittee, and which will serve the mining properties. Annual consumption is set  
 forth on the attached letter, which letter was supplied the State Engineer on .....  
 April 26, 1988. See attached letter for total annual water consumption. ....

s/ Ross E. de Lipkau

By..... Ross de Lipkau  
 P. O. Box 2790  
 Reno, Nv 89505

Compared..... pm/ kh ..... pm/se .....

Protested.....

APPROVAL ..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 48442 is issued subject to the terms and conditions imposed in said Permit 48442 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 48444, 49162, 51918, 51919, 52196 and 52197 shall not exceed 396.8 million gallons annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be (CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.0 ..... cubic feet per second, but not to exceed 88.84 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... June 27, 1989

Proof of completion of work shall be filed before..... July 27, 1989

Application of water to beneficial use shall be made on or before..... June 27, 1990

Proof of the application of water to beneficial use shall be filed on or before..... July 27, 1990

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... my office, this..... 25th ..... day of..... October .....

Certificate No..... Issued..... A.D. 19..... 88

2407 (Rev. 6-81)

Abrogated By 60286 1.0

State Engineer

(PERMIT TERMS CONTINUED)

subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

